

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

RONALD SIMMONS,)
Petitioner,)
v.) Civil No. 03-644-CO
ROBERT SCHIEDLER,) ORDER
Respondent.)

)

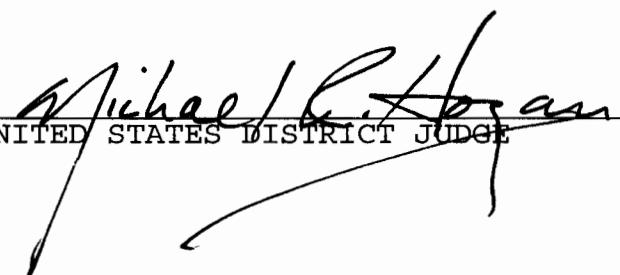
Magistrate Judge John P. Cooney filed Findings and Recommendation on March 15, 2005, in the above entitled case. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When either party objects to any portion of a magistrate judge's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate judge's report. See 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Petitioner has timely filed objections. I have, therefore, given de novo review of Magistrate Judge Cooney's rulings.

I find no error. Accordingly, I ADOPT Magistrate Judge Cooney's Findings and Recommendation filed March 15, 2005, in its entirety. The petition for habeas corpus is denied and this action is dismissed with prejudice. Judgment will enter accordingly.

IT IS SO ORDERED.

DATED this 22nd day of April, 2005.


UNITED STATES DISTRICT JUDGE